



Receipt

RECEIVED  
MAR 01 2001  
TECH CENTER 3000/2300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Daphne Preuss *et al.*

Serial No.: 09/531,120

Filed: March 17, 2000

For: PLANT CHROMOSOME  
COMPOSITIONS AND METHODS

Group Art Unit: 1643

Examiner: Unknown

Atty. Dkt. No.: ARCD:309US/SLH

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date below:	
12/12/00 Date	 Steven L. Highlander

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents  
Washington, D.C. 20231

Sir:

A corrected filing receipt is hereby requested in view of the errors which appear in the original. For the convenience of the Patent and Trademark Office, attached is a photocopy of the original receipt on which the errors have been noted in red.

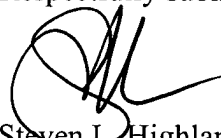
There is an error in the filing date. Please delete "03/20/2000" and insert --03/17/2000--.

There is an error in the Continuing Data, please add the following Continuing Data information --Claims the benefit of priority from U.S. Provisional Application No. 60/172,493 dated 12/16/99--.

Because the errors are not due to any error by Applicants, no fee is believed to be due in connection with the filing of this document. However, should any fee under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to this document, the Commissioner is hereby authorized to deduct said fee from Fulbright & Jaworski Deposit Account No. 50-1212/10008241/SLH. In support of the requested corrections, Applicants attach hereto a copy of the Decision Granting Correction of the Filing Date and a copy of the inventors' Declarations filed October 23, 2000.

Please date stamp and return the enclosed postcard evidencing receipt of these materials.

Respectfully submitted,



Steven L. Highlander  
Reg. No. 37,642  
Attorney for Applicants

FULBRIGHT & JAWORSKI, L.L.P.  
600 Congress Avenue, Suite 2400  
Austin, Texas 78701  
(512) 474-5201

Date: 12/12/00



UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

MAR 01 2001

 TECH COMM. DIVISION  
 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
✓09/531,120	<del>03/20/2000</del> 03/17/00	1643	2649	ARCD:P- 01912US7	65	231	11

Fulbright & Jaworski LLP  
 600 Congress Avenue  
 Suite 2400  
 Austin, TX 78701

## FILING RECEIPT



\*OC000000005542408\*

Date Mailed: 11/09/2000

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Daphne Preuss, Chicago, IL ;  
 Gregory P. Copenhaver, Oak Park, IL ;  
 Kevin C. Keith, Chicago, IL ;

## Continuing Data as Claimed by Applicant

THIS APPLN CLAIMS BENEFIT OF 60/125,219 03/18/1999  
 WHICH CLAIMS BENEFIT OF 60/127,409 04/01/1999 \*  
 WHICH CLAIMS BENEFIT OF 60/134,770 05/18/1999 \*  
 WHICH CLAIMS BENEFIT OF 60/153,584 09/13/1999 \*  
 WHICH CLAIMS BENEFIT OF 60/154,603 09/17/1999 \*

(\*) Data inconsistent with PTO records.

Which claims benefit of 60/172,493 12/16/99

## Foreign Applications

If Required, Foreign Filing License Granted 05/22/2000

\*\* SMALL ENTITY \*\*

## Title

✓ Plant chromosome compositions and methods

## Preliminary Class

435

RECEIVED	
Date(s) Docketed:	<i>Filing receipt</i>
<i>Used - Filing Date</i>	
<i>has not been</i>	
<i>rectified.</i>	
NOV 17 2000	
Client:	ARCD:309US
Attorney(s):	HYL-HAO
Initials:	CAC

---

**Data entry by :** JACKSON, MINNIE

**Team :** OIPE

**Date:** 11/09/2000



**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231





UNITED STATES PATENT AND TRADEMARK OFFICE



COPY

RECEIVED

Commissioner for Patents  
United States Patent and Trademark Office  
Washington, D.C. 20231  
www.uspto.gov

TECH CENTER 1600/2900  
Paper No. 4

COPY MAILED

OCT 06 2000

OFFICE OF PETITIONS  
AC PATENTS  
DECISION GRANTING  
PETITION

FULBRIGHT & JAWORSKI LLP  
600 CONGRESS AVENUE  
SUITE 2400  
AUSTIN, TX 78701

In re Application of:  
PREUSS, DAPHNE, *et al.*  
Application No. 09/531,120  
Filed: 03/17/2000  
Attorney Docket No. ARCD:P-01912

This is a decision on the petition under 37 C.F.R. §1.10(c), filed on August 11, 2000, requesting that the above-identified application be accorded a filing date of March 17, 2000, rather than the presently accorded filing date of March 20, 2000.

Petitioner alleges that the application was deposited in Express Mail service on March 17, 2000. In support, the petition is accompanied by a copy of Express Mail receipt number EM167083591US and a copy of the cover sheet and first sheet of the application, both showing the mailing label number above clearly marked on the papers. The Express Mail receipt shows a "date in" of March 17, 2000.

In view of the above, *this petition is granted.*

This application will be returned to Initial Patent Examination Division for correction of the filing date to March 17, 2000.

Telephone inquiries concerning this matter may be directed to Petitions Attorney Scott M. Ledford in the Office of Petitions at (703) 306-5593.

Beverly Flanagan  
Supervisory Petitions Examiner  
Office of Petitions  
Office of the Deputy Assistant Commissioner  
for Patent Examination Policy

FULBRIGHT & JAWORSKI LLP  
AUSTIN, TEXAS

OCT 12 2000

RECEIVED

RECEIVED	
First Docketed	<i>Docket reflects</i>
<i>filing date of 3/17/00</i>	
OCT 11 2000	
Client:	<i>ARCD: 30945</i>
Assignee:	<i>HYL-HAO</i>
Attorneys:	<i>CLC</i>



COPY

PATENT  
RECD:309

MAR 01 2001

TECH CENTER 1800/2900

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **PLANT CHROMOSOME COMPOSITIONS AND METHODS**, the Specification of which:

- ☐ is attached hereto.  
☒ was filed on **March 17, 2000** as Application Serial No. **09/531,120**.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent, United States provisional application(s), or inventor's certificate listed below and have also identified below any foreign application for patent, United States provisional application, or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIORITY APPLICATION(S)			Priority Claimed
60/125,219	USA	March 18, 1999	Yes
(Number)	(Country)	(Date Filed)	Yes/No
60/127,409	USA	April 1, 1999	Yes
(Number)	(Country)	(Date Filed)	Yes/No
60/134,770	USA	May 18, 1999	Yes
(Number)	(Country)	(Date Filed)	Yes/No
60/153,584	USA	September 13, 1999	Yes
(Number)	(Country)	(Date Filed)	Yes/No
60/154,603	USA	September 17, 1999	Yes
(Number)	(Country)	(Date Filed)	Yes/No
60/172,493	USA	December 16, 1999	Yes
(Number)	(Country)	(Date Filed)	Yes/No



I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56, which become available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status)
(Application Serial No.)	(Filing Date)	(Status)

I hereby direct that all correspondence and telephone calls be addressed to Robert E. Hanson, Fulbright & Jaworski L.L.P., 600 Congress Avenue, Suite 2400, Austin, Texas 78701, (512) 418-3000.

I HEREBY DECLARE THAT ALL STATEMENTS MADE OF MY OWN KNOWLEDGE ARE TRUE AND THAT ALL STATEMENTS MADE ON INFORMATION AND BELIEF ARE BELIEVED TO BE TRUE; AND FURTHER THAT THESE STATEMENTS WERE MADE WITH THE KNOWLEDGE THAT WILLFUL FALSE STATEMENTS AND THE LIKE SO MADE ARE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH, UNDER SECTION 1001 OF TITLE 18 OF THE UNITED STATES CODE AND THAT SUCH WILLFUL FALSE STATEMENTS MAY JEOPARDIZE THE VALIDITY OF THE APPLICATION OR ANY PATENT ISSUED THEREON.

Inventor's Full Name:	Daphne	Preuss
Inventor's Signature:	<i>Daphne Preuss</i>	
Country of Citizenship:	USA	Date:
Residence Address: (street, number, city, state, and/or country)	5807 S. Dorchester #2E Chicago, IL 60637	
Post Office Address: (if different from above)		



Inventor's Full Name:	Gregory	P.	Copenhaver
Inventor's Signature:			
Country of Citizenship:	USA	Date:	7/28/00
Residence Address: (street, number, city, state, and/or country)	1028 South Elmwood Oak Park, Illinois 60304		
Post Office Address: (if different from above)			

RECEIVED  
MAR 01 2001  
FEDERAL BUREAU OF INVESTIGATION

Inventor's Full Name:	Keith	C.	Kevin
Inventor's Signature:			
Country of Citizenship:	USA	Date:	7/28/00
Residence Address: (street, number, city, state, and/or country)	5308 S. Hyde Park Blvd., Apt. 2R Chicago, IL 60615		
Post Office Address: (if different from above)			